IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.11.2020

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 12113 of 2004
and
M.P. No. 1 of 2004

M/s. Sun Paper Mills Ltd.,
Represented by V.Anbalagan,
Director and CEO,
86, (Old No. 46), E.V.K. Sampath Road,
Chennai – 600 007. ... Petitioner

-vs-

1. Customs, Excise and Service Tax Appellate Tribunal (CESTAT),
   Represented by its Assistant Registrar,
   Shastri Bhavan, Annex Building,
   26, Haddows Road,
   Chennai – 600 006.

2. The Commissioner of Customs,
   Office of the Commissioner of Customs,
   Customs House,
   New Harbour Estate,
   Tuticorin – 628 004. ... Respondents

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Prayer:- Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, forbearing the Second Respondent and its subordinate officers and counterparts from initiating any coercive action for recovery of Rs. 79,67,557/- as differential duty and Rs. 70,00,000/- as penalty from the Petitioner pursuant to Order-in-Original No. 4 of 2014 dated 21.02.2014 passed by the Second Respondent pending disposal of Petitioner's

http://www.judis.nic.in

Stay Application and waiver of pre-deposit before the First Respondent Tribunal at Chennai.

For Petitioner : Mr. R.Anish Kumar

For Respondents : Mr. V.Sundareswaran (Standing Counsel)

O R D E R
(through video conference)

Learned Counsel for the Petitioner submits that the matter has become infructuous. He has filed a memo dated 09.11.2020 to that effect through e-mail, which is placed on record.

2. Accordingly, the Writ Petition is dismissed as infructuous. Consequently, the connected Miscellaneous Petition is closed. No costs.

09.11.2020
1/2

vjt/dm

Index: Yes/No

Note: Issue order copy by 20.11.2020.

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To

1. The Assistant Registrar,
   Customs, Excise and Service Tax Appellate Tribunal (CESTAT),
   Shastri Bhavan, Annex Building,
   26, Haddows Road,
   Chennai – 600 006.

2. The Commissioner of Customs,
   Office of the Commissioner of Customs,
   Customs House,
   New Harbour Estate,
   Tuticorin – 628 004.

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P.D. AUDIKESAVALU, J.

vjt

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सत्यमेव जयते
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